**IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL**

**Restoration Application No. 2582 of 2004**
in
**Writ Petition No. 1042 of 2001 (M/B)**

1. Mohammed Ali Munauwwar,
   S/o Sri Abdul Majeed,
   R/o 4 Teachers, Colony,
   O.F.D. Raipur, Dehradun.
2. Sri S.K. Srivastava s/o Sri D.P.Srivastav
   R/o 25/38, Khadri Mohallah
   Dehradun ……. Petitioners

**Versus**

1. State of U.P. through its Principal Secretary
   Transport Department, Civil Secretariat,
   U.P. Lucknow.
2. The Taxation Officer (Motor Vehicles Department)
   R.T.O. Office, Dehradun ……. Respondents

……..

Mr. Dharmendra Barthwal, Advocate for the petitioners(applicants).
Mr. Subhash Upadhyaya, Advocate for the respondents.

**Coram: Hon. Rajeev Gupta, C.J.**
**Hon. P.C. Pant, J.**

**RAJEEV GUPTA, C.J. (Oral)**

Mr. Dharmendra Barthwal, Advocate for the petitioners.

Mr. Subhash Upadhyaya, Standing Counsel for the respondents.

2. Mr. Dharmendra Barthwal, learned counsel for the petitioners, in view of the fact that the writ petition was dismissed as infructuous on the basis of the statement made by Sri N.S. Negi, learned counsel for the petitioners, seeks permission to withdraw the Restoration Application No. 2582 of 2004 which was filed on the assumption that the writ petition has been dismissed in default.

3. Permission granted.

4. Restoration Application No. 2582 of 2004 is dismissed as withdrawn.

**(P.C. Pant, J.)** 10.04.2006

**(Rajeev Gupta, C.J.)** 10.04.2006

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